

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

JACKIE L. MEYER,)	
)	
Plaintiff,)	Case No. 04-6325-JE
)	
vs.)	ORDER
)	
JO ANNE B. BARNHART,)	
Commissioner of Social Security,)	
)	
Defendant.)	

Kathryn Tassinari
Robert Baron
Cram, Harder, Wells & Baron, P. C.
474 Willamette, Suite 200
Eugene, Oregon 97401

Attorneys for Plaintiff

Karin J. Immergut
United States Attorney
District of Oregon
Neil J. Evans
Assistant United States Attorney
1000 S. W. Third Avenue, Suite 600
Portland, Oregon 97204-2902

Richard M. Rodriguez
Special Assistant United States Attorney
Office of General Counsel
Social Security Administration
701 5th Avenue, Suite 2900 M/S 901
Seattle, Washington 98104-7075

Attorneys for Defendant

KING, Judge:

The Honorable John Jelderks, United States Magistrate Judge, filed Findings and Recommendation on August 5, 2005. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Lorin Corp. v. Goto & Co., Ltd., 700 F.2d 1202, 1206 (8th Cir. 1983); See also Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Jelderks' Findings and Recommendation (#15).

IT IS HEREBY ORDERED that the decision of the Commissioner is REVERSED and the case is REMANDED for a finding of benefits.

Dated this 6th day of September, 2005.

/s/ Garr M. King
Garr M. King
United States District Judge